

F A C T S

ORIGINAL

(DEFENDANT: Abanico, [Correctional Officer])

EXHIBIT A

Affidavit of Mr. Ivan Cleveland

TO: The STATE OF CALIFORNIA:

COUNTY OF MONTEREY:

I Ivan V. Cleveland "Herein-After"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do here-
by SWEAR; Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

ON 8-27-07 Inmate Cleveland was stopped
By officer Albanico, A Inmate Had A Two
Hour Surgery on his mouth, Which Was Bleeding
badly. This Officer Showed No Concern A told me
to get up on the wall. He touched and hit my penis
and ~~my~~ Genitalia, so hard. That I was in pain for
two hours. This must stop ASAP

Sincerely- Submitted by:

PRINT- YOUR FULL NAME:
CDCR NO. Cell-

MR. IVAN CLEVELAND

F-Wing 256-60W

P.O. BOX 689

Soledad, CA 93960-0689

AFFIDAVIT- OF Jeffrey (Todd) Burtis

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Jeffrey (Todd) BURTIS "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY Here-in-After.
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do hereby
I SWEAR: DECLARE UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
1) The best OF MY knowledge, which describe The
EVENTS AND ALLEGATIONS expressed in This document
and ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS Searched And Fondled by C/O ABANICO And Placed In ~~the~~
Administrative Segregation for Filing A STAFF COMPLAINT for four months. The
I WAS Released FROM ADMINISTRATIVE Segregation back into General Population
where C/O ABANICO WAS WORKING in MY wing two days A WEEK. then FOUR MONTHS
later I WAS Placed BACK in ADMINISTRATIVE Segregation for ~~a~~ ~~another~~ supposedly
threatening C/O ABANICO And WAS Released BACK into General Population June 19, 200
-I'S BEEN Constant Retaliation.

Sincerely- Submitted by: Jeffrey (Todd) Burtis

PRINT- YOUR FULL NAME:

C.D.C.R. NO. Cell-

Jeffrey (Todd) BURTIS

P72028 C-104 Low

P.O. BOX 689

AFFIDAVIT- OF Robert MORRIS

TO: The STATE OF CALIFORNIA:

COUNTY OF MONTEREY:

I Robert MORRIS "Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, Soledad CA-93960-0689, Do hereby
SWEAR; Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:
ON 6-21-07 I WAS SEARCHED BY C/O ABANICO IN AN
INAPPROPRIATE WAY. I WAS GROPED AND PINCHED TWICE IN ONE
SEARCH ON THE TIP OF MY PENIS. I ATTEMPTED TO EXPRESS
MY FEELINGS ON THE SEARCH ONLY TO BE TOLD TO REMAIN ON
THE WALL. I FEEL IT IS A BLATANT CASE OF DISRESPECT AND HE
DID SO UNDER THE COLOR OF AUTHORITY.

Sincerely- Submitted by: Robert MORRIS
PRINT- YOUR FULL NAME: Robert MORRIS
CDCR NO. Cell- D13147 - C-303600
P.O. BOX 689

AFFIDAVIT- OF EDWARD KENNEDY

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I EDWARD KENNEDY "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do hereby
SWEAR; Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
1. The best OF MY KNOWLEDGE, WHICH DESCRIBE THE
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AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS SEARCHED BY C/O ABANICO SEVERAL
TIMES AND FELT HE VIOLATED ME THROUGH
HIS TOUCHING.

Sincerely-Submitted by: Edward Kennedy
PRINT-YOUR FULL NAME: EDWARD KENNEDY
CDCR NO. Cell- D-30780
P.O. BOX 689

AFFIDAVIT- OF Desmond Jones

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Desmond Jones

"Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After]
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689, DO hereby
SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
1) The best of my knowledge, which describe the
EVENTS AND ALLEGATIONS expressed in this document
and ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

On August 3rd 2006 returning from my assignment at the cplx of
Central Facility, Correctional Officer E. Abanico put me on the mat for a
random pat search. During the search he reached between my legs and
grabbed my penis. Sgt. S. Engstrom was present and Correctional Officer
K. Lynch was present. I filed a 602 appeal that night. For more
details see TAB do: 0611096 and Local Log no - NFE 07-00147. On May 24, 2007,
Director's level the appeal was denied. At the second level, it was partially granted.
Sincerely- Submitted by: Desmond Jones (see attached)

PRINT- YOUR FULL NAME:

Desmond Jones

C.D.C.R. NO. CELL-

J-64508 F-309 Upper

P.O. BOX 689

AFFIDAVIT- OF ~~Matthew L. Johnson~~

TO: The STATE OF CALIFORNIA:

COUNTY OF MONTEREY:

I Matthew L. Johnson "Herein-AFTER"

INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do hereby
SWEAR: Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
1) The best OF MY KNOWLEDGE, WHICH DESCRIBE THE
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AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

ON OR ABOUT OCT. 2006, %ALBANY% Pulled Petitioner over for a
suppose to be routine search, the search turned out to be a
total Harassment, and excessive force, Petitioner reported
his conduct, the 3rd ^{watch} commander claimed he would
counsel the % of his misconduct, the complaint was
partially granted.

Sincerely- Submitted by: Matthew L. Johnson

PRINT-YOUR FULL NAME: Matthew L. Johnson

C.D.C.R. NO. Cell-

D-33369

P.O. BOX 689

AFFIDAVIT- OF Donald Holmes.

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Donald Holmes "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do hereby
SWEAR: Declare UNDER THE PENALTY OF PERJURY THAT THE
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TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
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AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

ON 5-17-07 OFFICER ARANICO DID A PAT
SEARCH ON ME AND IT WAS VERY INAPPROPRIATE
HE TOUCHED ME, BY GRABBING MY TESTICLES
AND MY BUTTOCKS, THIS IS NOT THE
FIRST TIME! I FILED A 602 AND WAITING
FOR A RESPONSE.

Sincerely- Submitted by: Donald Holmes
PRINT- YOUR FULL NAME: DONALD HOLMES
CDCR NO. CELL- V-03331 F-230 mp
P.O. BOX 689

AFFIDAVIT- OF Charles Truman

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I CHARLES TRUMAN "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do here-
I SWEAR; Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
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EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS SEARCHED ON NUMEROUS OCCASIONS BY % ABANICO. ON ONE OCCASION
I CALLED HIM A LATENT HOMOSEXUAL, THE FEMALE WHO WAS WITH HIM THREATENED
TO PUT ME IN THE CAGE FOR CALLING HIM A HOMOSEXUAL.

I FILED A 602 COMPLAINT ON % ABANICO THE FOLLOWING TIME HE STOPPED ME
TO SEARCH ME, ORIGINALLY I WROTE A COMPLAINT FOR SEXUAL HARASSMENT
BUT I DID NOT FILE IT BECAUSE I WAS INFORMED THAT AN INMATE HAD
BEEN PUT IN THE HOLE FOR FILING A SEXUAL HARASSMENT COMPLAINT
AGAINST % ABANICO. THE COMPLAINT I DID FILE (06-03106) WAS AGAINST THE
ROUGH AND INTIMIDATING MANNER % ABANICO SEARCHED ME.

I STILL HAVE THE 602 I DID NOT FILE ON SEXUAL HARASSMENT.

Sincerely- Submitted by: CHARLES TRUMAN

PRINT- YOUR FULL NAME: E-34112

C.D.C.R. NO. Cell- F-248

P.O. BOX 689

AFFIDAVIT- OF MARK A. CLINE

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I MARK A. CLINE "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689, Do here-
by SWEAR; Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

IN THE MONTH OF MAY 07, OFFICER RBBANICO
STOPPED ME ON THE WAY TO CHOW TO BE SEARCHED
UPON SEARCHING ME OFFICER RBBANICO TOUCHED
ME INAPPROPRIATELY

Sincerely- Submitted by: Mark A. Cline
PRINT- YOUR FULL NAME: MARK A. CLINE
CDCR NO. Cell- E-03542 D-114 UP
P.O. BOX 689

AFFIDAVIT- OF Kenneth Plunkett

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Kenneth Plunkett "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do hereby
SWEAR; Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

CO ABANICO CALLED ME OVER FOR A SEARCH.
HE WAS SEARCHING ME AND I CONFRONTED HIM OF FONDLING
ME AND HURTING MY TECTICLE. HE TOLD ME IF I MOVED HE THROW
ME AGAINST THE WALL. I REMAIN IN PAIN ON MY RIGHT SIDE
FROM HIS HANDLING

Sincerely- Submitted by: Kenneth Plunkett

PRINT- YOUR FULL NAME: Kenneth Plunkett

C.D.C.R. NO. Cell- T89597 YW244L
P.O. BOX 689

AFFIDAVIT- OF Albert Talley

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Albert Talley K48329 "Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do hereby
I SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

CO : E.B. Abanico on 5-26-07 at approximately
1800hrs inappropriately searched my private areas. It was very embarrassing
& uncomfortable. Very violating.

Sincerely-Submitted by: Albert Talley
PRINT-YOUR FULL NAME: Albert Talley
CDCR NO. Cell- K48329 E-127
P.O. BOX 689

AFFIDAVIT- OF Arthur C. Alexander

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Arthur C. Alexander "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do hereby
I SWEAR: Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
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AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS COMING FROM ~~THE~~ NIGHT CHOW WHEN I WAS
STOPPED AND SEARCHED BY AN OFFICER BY THE NAME OF ABANICO.
THIS OFFICER TOUCHED AND GRABBED MY PENIS IN A HOMOSEXUAL
MANNER. SOMETHING MUST BE DONE ABOUT THIS SERIOUS PROBLEM.
(ASAP)
Σ

Sincerely- Submitted by: Arthur C. Alexander
PRINT-YOUR FULL NAME: Arthur C Alexander
CDCR NO. Cell- E-31908 / FW 256L
P.O. BOX 689

AFFIDAVIT- OF VINCENT DENIS

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I VINCENT DENIS "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do here-
by SWEAR: Declare UNDER THE PENALTY OF PERJURY THAT THE
following STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
to the best of my knowledge, which describe the
EVENTS AND ALLEGATIONS expressed in this document
and ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I Was told to put my hands on the
Wall By officer Alonico, this officer showed
a sign of unprofessionalism by touching me
in a way that made me feel very, very
uncomfortable. In a sexual manner,

Sincerely-Submitted by: Vincent Denis

PRINT-YOUR FULL NAME: VINCENT DENIS
CDCR NO. Cell- F249COW D-10920
P.O. BOX 689

AFFIDAVIT- OF Keith Jackson

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Keith Jackson, C-15524 "Herein-After"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-After].
LOCATED AT P.O. BOX 689.. Soledad, CA-93960-0689. Do here-
by SWEAR; Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS SUBJECTED TO AN INAPPROPRIATE
BODY SEARCH BY THIS OFFICER, WHERE
MY PRIVATE AREAS WERE GRABBED
AND TOUCHED UNNECESSARILY AND IT WAS
ONLY A JOKE TO THIS OFFICER.

Sincerely- Submitted by: Keith Jackson
PRINT- YOUR FULL NAME: Keith Jackson
CDCR NO. CELL- G-226L
P.O. BOX 689

I Richard Bell, J-24297 "Herein-AFTER"

Here TO WRITE WHAT HAPPEN TO YOU:

Sincerely- Submitted by: Richard Bell

PRINT- YOUR FULL NAME: Richard Bell

CDCR NO. Cell-

F-wing 121 Lower

P.O. BOX 689

AFFIDAVIT- OF JOE BRIDGEFORTH

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I JOEL BRIDGEFORTH "Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do here-
by SWEAR: Declare UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU: OFFICER ABANICO HAS
put me out of line on several occasions, for what should have been a routine frisk,
but I found out there is no such thing in officer Abanico's mind set. He was overly physical
and aggressive during the frisk, in the way he touched me. I've been incarcerated, now
over 8 1/2 years and most of that time spent in a Level III facility, where there was
much violence, but never in all that time has an officer performing his job
of frisking me, have I felt more uncomfortable, as I felt in this Level II being
frisked by this officer. His like has objective is beyond security, and this
is just my opinion, he tried to provoke you into a confrontation, He's
shouldn't been the line.

Sincerely- Submitted by: Joe Bridgeforth
PRINT- YOUR FULL NAME: JOEL BRIDGEFORTH
CDCR NO. CELL- P-45348 FW# 233-4
P.O. BOX 689

AFFIDAVIT- OF Anthony Watkins

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Anthony Watkins "Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do here-
I SWEAR: Declare UNDER THE PENALTY OF PERJURY THAT THE
following STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
to the best of MY knowledge, which describe the
EVENTS AND ALLEGATIONS expressed in this document
and ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

- 1.) I was being touch inappropriately on my genitals.
- 2.) I was given a Staph Infection.

SINCERELY- Submitted by:

PRINT- YOUR FULL NAME:

CDCR NO. Cell-

Anthony Watkins
Anthony Watkins
DW-1044
P.O. BOX 689

AFFIDAVIT- OF TESHAN EVERETT

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I TESHAN EVERETT

"Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, Soledad, CA-93960-0689. Do here-
I SWEAR: Declare UNDER THE PENALTY OF PERJURY THAT THE
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AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

HE SEXUALLY HARASIED ME
COMING FROM YARD

Sincerely- Submitted by: Teshan Everett

PRINT- YOUR FULL NAME: TESHAN EVERETT

CDCR NO. Cell-

PO F48801

P.O. BOX 689